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Dated: April 19, 2005

Signature:

Linda Blake
(Linda Blake)

REPLY UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
TECHNOLOGY CENTER 1637

Docket No.: JJJ-P02-540
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Sampath et al.

Confirmation No.: 8978

Application No.: 09/613177

Art Unit: 1637

Filed: July 10, 2000

Examiner: Jeffrey N. Fredman

For: METHODS AND COMPOSITIONS FOR
IDENTIFYING MORPHOGEN ANALOGS

April 19, 2005

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

COMMUNICATION AFTER FINAL ACTION

The Office Action mailed on November 19, 2004 rejected claims 1-10, 13, 15, 30-33, 36, and 43-50 under the judicially created doctrine of obviousness-type double patenting as allegedly unpatentable over claims 1-10 of U.S. Patent No. 5,834,188.

In a response filed on February 22, 2005, Applicants made reference to a terminal disclaimer but inadvertently failed to enclose a copy of such terminal disclaimer. Accordingly, without conceding the correctness of this rejection, Applicants are submitting a suitable terminal disclaimer to obviate this ground of rejection. Since the Office Action did not set forth any grounds of rejection with respect to claims 4, 5, 7, 8, 10, 15, 30-33 aside from the obviousness-type double patenting rejection, these claims are expected to be deemed allowable by the Examiner, or allowable if rewritten to include all the elements of the base claim and any intervening claims, upon the filing of the enclosed terminal disclaimer. Accordingly, applicants respectfully request withdrawal of this ground of rejection and allowance of claims 4, 5, 7, 8, 10,